

ENROLLED ORDINANCE NO. 13-002

AN ORDINANCE AMENDING TITLE 6 “ANIMALS”. REVISING SECTION(S) 6.04.010 “LIVESTOCK AND FOWL RUNNING AT LARGE PROHIBITED” AND 6.04.030 “PENS, ENCLOSURES, ETC.”; ADDING SECTION(S) 6.04.005 “DEFINITIONS”, 6.04.035 “KEEPING CERTAIN ANIMALS”, AND 6.04.045 “NOISY AND NUISANCE ANIMALS”; AND DELETING SECTION 6.08.010 “DEFINITIONS” OF THE RIVERTON MUNICIPAL CODE; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF RIVERTON, FREMONT COUNTY, WYOMING:

Section 1.

Title 6, Chapter(s) 6.04 and 6.08 is hereby amended to read as follows:

Chapter 6.04 ANIMALS GENERALLY

6.04.005 Definitions. For the purpose of this chapter, the following words shall have the meanings respectively ascribed to them by this section:

“Animal” means any live vertebrate creature, domestic or wild, except human beings.

“Animal control officer” means the person employed by the city to control animals.

“At Large” Any animal shall be deemed to be at large when it is off the premises of its owner and not under restraint by a person physically able to control it.

“Cat” means any domesticated male or female feline.

“Clean” means premises which do not have offensive odor; do not have flies or other insects causing injury or illness to the animal(s); are free of physical hazards such as glass or exposed nails; and are free of feces and urine that cause any unsanitary conditions in the enclosure(s) or the surroundings where the animals are kept.

“Dog” means any domesticated male or female canine. Where the word “dog” is used without a qualifying word, it shall be deemed and held to include both sexes.

“Fowl or poultry” means ducks, geese, turkeys, pheasants, peacocks, chickens, and other domestic or game birds raised and/or maintained in confinement.

“Livestock” means domestic hoofed animals and animals generally used for food or in the production of food or fiber and includes horses, cows, sheep, goats, mules, donkeys, or llamas. “Livestock” does not include swine or fowl.

“Noisy animal” means any animal which habitually, constantly or frequently disturbs the sleep, peace or quiet of any neighborhood.

“Nuisance animal” means any animal which trespasses on public or private property; is at large, damages, soils, defiles or defecates on private or public property other than that of its owner; causes garbage which has previously been placed in a garbage or refuse container to be strewn or deposited on private or public property; habitually, constantly or frequently disturbs the sleep, rest, tranquility or peace of any neighborhood or person; chases pedestrians, bicyclists or motor vehicles; attacks other domestic animals; any dog or cat in heat which is not confined; any animal which creates offensive odors disturbing to any neighborhood or person, including animal waste from domestic animals that has created an offensive or foul odor, or that is unsanitary or dangerous to health.

“Owner” means any person owning, keeping or harboring an animal. Any person who shall permit an animal to habitually remain or to be fed in or about his premises shall be considered and be held to be the owner of such animal.

“Police officer” means persons employed by the city as its enforcement officers.

“Restraint” An animal is under restraint within the meaning of this chapter if it is within the property limits of its owner or keeper or under actual physical control of such owner or keeper or other person physically capable of controlling the animal.

“Vicious animal” means any animal which has attacked, menaced or bitten any person without reasonable provocation or any animal which has behaved in such a manner that the owner knows or should reasonably know that the animal is possessed of a tendency to attack, menace or bite persons without reasonable provocation.

6.04.010 Livestock and fowl running at large prohibited.

It is unlawful for any person to permit any horse, mare, jack, mule, sheep, goat, hog swine or other livestock or any fowl to run at large within the city.

6.04.030 Pens, enclosures, etc.

It is unlawful for any person to keep or maintain within the city any pen, building, yard, shed or enclosure wherein any cattle, horses, swine, mules, sheep, goats or other livestock or any fowl are collected, kept or fed, by the owner, lessee or occupant of any property therein, except as provided in Section 17.36.010.

Exception: Enclosures, fences or pens for chickens are allowed within the Riverton city limits provided they are kept clean and in good repair.

6.04.035 Keeping Certain Animals.

- A. It is unlawful for any person to collect, keep or feed any cattle, horses, sheep, goats, mules, swine, or other livestock or any fowl within the Riverton city limits except as provided in Section 17.36.010, Section 17.72.030, Section 17.84.020 and Section 6.04.035 (B).
- B. Chickens are allowed within the city limits providing the requirements of Title 6 “Animals” and this section are met.
 - 1. Not more than twelve chickens shall be kept on the premises of any Owner.
 - 2. The chickens are kept for only the purpose of education, science, companionship, exhibition or personal consumption.
 - 3. The enclosure, fence, or pen in which chickens are kept shall be at least 15’ from property lines of all neighboring residences, unless the owners of said residences waives this requirement in writing.
 - 4. Each individual chicken shall have available to it a living space not less than nine square feet in area with a ceiling height of not less than two feet.
 - 5. Roosters are not allowed within the city limits.

6.04.045 Noisy and Nuisance Animals.

A. It is unlawful to own or keep any animal which is a nuisance within the Riverton city limits.

B. No person shall own or keep any animal which by continual or repeated barking, screeching, crowing, yowling, howling, or yelping disturbs the peace of others.

C. Any noisy or nuisance animal may be impounded at the discretion of the Animal Control Officer or Police Officer to prevent further peace disturbance.

D. Any person charged under this section, having been previously convicted for this same offense, shall be required to make a mandatory court appearance.

Chapter 6.08 DOGS AND CATS

6.08.010 Definitions. Shall be deleted in its entirety.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. This ordinance shall take effect from its adoption and publication as required by law and the ordinances of the City of Riverton.

PASSED ON FIRST READING

January 22, 2013

PASSED ON SECOND READING

February 5, 2013

PASSED ON THIRD READING

February 19, 2013

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2013.

CITY OF RIVERTON

By: _____
Ronald O. Warpness, Mayor

ATTEST:

Courtney V. Bohlender
City Clerk/ Director of Administrative Services

ATTESTATION

I, Courtney V. Bohlender, Clerk of the City of Riverton, attest that Ordinance# 13-002 was passed, adopted, and approved by the Governing Body of the City of Riverton on the ____ day of _____, 2013. I further certify that the above ordinance ran at least once in the Riverton Ranger, a newspaper of general circulation within Riverton, Wyoming, the effective date of publication, and therefore the effective date of enactment being _____.

Courtney V. Bohlender
City Clerk/Director of Administrative Services